

FORM SUMMARY

Name of Form:	Order of Commitment (Not Guilty by Reason of Mental Disease or Defect)
Form Number:	CR-271 (Previously CR-219)
Statutory Reference:	§§971.165, 971.17(1)(1g)(1h), 973.155, Wisconsin Statutes
Benchbook Reference:	CR 34
Purpose of Form:	Following a determination of not guilty by reason of mental disease or defect, this form is to be used to commit the defendant immediately to the supervision of DHFS.
Who Completes It:	The court.
Distribution of Form:	Court original. Copies to district attorney, defense attorney, DHFS, DOC, sheriff, municipal police department and the §51.42 Board of county where defendant resides.
Accompanying Forms:	Accompanied by either CR-275, Order for Placement; CR-272, Order for Predisposition Investigation; CR-273, Order for Supplementary Mental Examination; or CR-274, Order for Conditional Release Plan.
New form/modification:	New form, based in part on previous form CR-219, Order of Commitment and Order to Prepare Conditional Release Plan.
Modification:	Updated to conform to Truth in Sentencing II as well as §941.291, Wisconsin Statutes.
Comments:	<p>This form provides for immediate commitment to DHFS of a defendant who has been determined not guilty by reason of mental disease or defect. This form is used regardless of the placement decision (see form CR-275, Order for Placement), and even when the placement decision is yet to be determined because the court needs further information from either a predisposition investigation and/or a supplementary medical examination. This form is consistent with the provisions of §971.17 and the practice of DHFS to begin immediate supervision of the defendant after determination of not guilty by reason of mental disease or defect.</p> <p>The maximum term of commitment for NGI defendants presumes all counts are consecutive to one another and all commitments are consecutive to one another. (See 73 OAG 76.)</p>
About this form:	<p>This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.</p> <p>If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.</p>